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7 THOMAS H. SPITTERS,
8 Plaintiff,
9 v.
10 UNKNOWN,
11 Defendant.

Case No. 15-cv-04902-JSC

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**FURTHER ORDER RE: PLAINTIFF'S
IN FORMA PAUPERIS APPLICATION**

25 Plaintiff Thomas H. Spitters, proceeding pro se, filed this civil action against unknown
26 defendant(s) on October 23, 2015. His complaint was accompanied by an in forma pauperis
27 application. (Dkt. No. 2.) Because the application was incomplete, the Court denied it without
prejudice to re-filing a completed in forma pauperis application, a copy of which was attached to
the Court's Order. (Dkt. No. 4.) The Court also sent Plaintiff a copy of the form for consenting or
declining to consent to the jurisdiction of a magistrate judge. (Dkt. No. 6.) Subsequently, Plaintiff
filed a series of documents requesting acknowledgment of his filings, listing names of individuals,
asking questions regarding the paperwork that was mailed to him, requesting original signatures in
lieu of facsimile signatures on documents sent by the Court, and returning copies of the paperwork
sent by the Court including the blank in forma pauperis application and the consent or declination
form. On December 1, 2015, the Court issued an Order addressing these filings and giving
Plaintiff until December 21, 2015 to file a complete in forma pauperis application.

28 To date, Plaintiff has not responded to the Court's Order or otherwise communicated with
the Court. Accordingly, Plaintiff will be given one final opportunity—**until January 18, 2016**—
to submit a renewed application to proceed in forma pauperis or pay the filing fee. Failure to do
so by January 18 may result in the dismissal of this action for failure to prosecute. *See Fed. R.*

1 Civ. Pro. 41(b).

2 Plaintiff is reminded that because this action has been randomly assigned to the
3 undersigned magistrate judge, by statute Plaintiff must affirmatively consent to the jurisdiction of
4 a magistrate judge. Accordingly, Plaintiff may either consent to the jurisdiction of a magistrate
5 judge or decline to consent to the jurisdiction of a magistrate judge. Plaintiff may withhold his
6 consent without substantive adverse consequences, but he must either decline or consent by
7 completing the attached consent form.

8 **IT IS SO ORDERED.**

9 Dated: January 6, 2016

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11 JACQUELINE SCOTT CORLEY
12 United States Magistrate Judge
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